



# **CITY OF SANTA BARBARA CITY COUNCIL MINUTES**

## **REGULAR MEETING April 26, 2011 COUNCIL CHAMBER, 735 ANACAPA STREET**

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### **CALL TO ORDER**

Mayor Helene Schneider called the meeting to order at 2:00 p.m. (The Finance Committee met at 12:00 noon and the Ordinance Committee met at 12:30 p.m.)

### **PLEDGE OF ALLEGIANCE**

Mayor Schneider.

### **ROLL CALL**

Councilmembers present: Dale Francisco, Frank Hotchkiss, Grant House, Randy Rowse, Michael Self, Bendy White, Mayor Schneider.

Councilmembers absent: None.

Staff present: City Administrator James L. Armstrong, City Attorney Stephen P. Wiley, City Clerk Services Manager Cynthia M. Rodriguez.

### **PUBLIC COMMENT**

Speakers: Courtney Coswell-Peyton, Casa Esperanza; Angela Bell, Freedom to Choose Foundation; Kenneth Loch; Geof Bard; K8 Longstory.

### **ITEM REMOVED FROM CONSENT CALENDAR**

2. Subject: Economic Development Designation For 34 West Victoria Street Project (640.09)

Recommendation: That Council find that the development project at 34 West Victoria Street meets the definition of an Economic Development Project, and grant the project a Final Economic Development Designation for an allocation of 3,437 square feet of nonresidential floor area.

#### **Documents:**

April 26, 2011, report from the Assistant City Administrator/Community Development Director.

(Cont'd)

2. (Cont'd)

Speakers:

Staff: Project Planner Allison De Busk.

Motion:

Councilmembers White/Francisco to approve the recommendation.

Vote:

Majority voice vote (Noes: Councilmember Self).

### **CONSENT CALENDAR (Item Nos. 1 and 3 – 5)**

Motion:

Councilmembers Hotchkiss/Rowse to approve the Consent Calendar as recommended.

Vote:

Unanimous voice vote.

1. Subject: March 31, 2011, Investment Report And March 31, 2011, Fiscal Agent Report (260.02)

Recommendation: That Council:

- A. Accept the March 31, 2011, Investment Report; and
- B. Accept the March 31, 2011, Fiscal Agent Report.

Action: Approved the recommendations (April 26, 2011, report from the Finance Director).

3. Subject: Integrated Pest Management 2010 Annual Report (330.01)

Recommendation: That Council accept the Integrated Pest Management 2010 Annual Report.

Action: Approved the recommendation (April 26, 2011, report from the Parks and Recreation Director).

4. Subject: 2904 State Street Lease By Housing Authority To WillBridge (660.04)

Recommendation: That Council approve the leasing of the affordable rental property at 2904 State Street by the Housing Authority to WillBridge for use as transitional housing for formerly homeless persons.

Speakers:

Members of the Public: Reverend Doug Miller, Greater Santa Barbara Clergy Association and the Interfaith Initiative; Geof Bard.

Action: Approved the recommendation (April 26, 2011, report from the Assistant City Administrator/Community Development Director).

## NOTICES

5. The City Clerk has on Thursday, April 21, 2011, posted this agenda in the Office of the City Clerk, on the City Hall Public Notice Board on the outside balcony of City Hall, and on the Internet.

This concluded the Consent Calendar.

## **REPORT FROM THE FINANCE COMMITTEE**

Finance Committee Chair Dale Francisco reported that the Committee met to discuss the March 31, 2011, Investment and Fiscal Agent reports, which were approved by Council as part of this agenda's Consent Calendar (Agenda Item No. 1). The Committee also received a report from Staff on the Proposed Two-Year Financial Plan for Fiscal Years 2012 and 2013.

## **REPORT FROM THE ORDINANCE COMMITTEE**

Ordinance Committee Chair Grant House reported that the Committee met to discuss amendments to the Plumbing Code, which were recommended for approval by the full Council in the near future.

## **CITY COUNCIL ADMINISTRATIVE AND ATTORNEY REPORTS**

### ADMINISTRATIVE SERVICES DEPARTMENT

6. Subject: Recommendation To Conduct The 2011 General Municipal Election As A Vote-By-Mail Election And Authorization To Purchase Signature Verification System (110.03)

Recommendation: That Council:

- A. Authorize the City Clerk to conduct the November 2011 General Municipal Election as a Vote-By-Mail (VBM) Election; and
- B. Appropriate \$12,000 from Appropriated Reserves to purchase a signature verification system.

Documents:

- April 26, 2011, report from the Assistant City Administrator/Administrative Services Director.
- PowerPoint presentation prepared and made by Staff.

Speakers:

Staff: Assistant City Administrator/Administrative Services Director  
Marcelo Lopez, City Clerk Services Manager Cynthia Rodriguez.

(Cont'd)

6. (Cont'd)

Motion:

Councilmembers White/Hotchkiss to approve the recommendations.

Vote:

Unanimous voice vote.

## **MAYOR AND COUNCIL REPORTS**

7. Subject: Request From Councilmembers Frank Hotchkiss And Randy Rowse Regarding City Enforcement Of Existing State Laws And Municipal Ordinances (Transient-Related Street Crimes) (520.04)

Recommendation: That Council hold a discussion to examine the effectiveness of City enforcement of existing State laws and the City's municipal ordinances concerning transient-related street crimes.

Documents:

- April 26, 2011, report from the City Administrator.
- PowerPoint presentation prepared and made by Staff.
- April 26, 2011, photographs and DVD submitted by Paul Gifford, Blue Sands Motel.

Speakers:

- Staff: City Attorney Steve Wiley, Deputy Police Chief Frank Mannix, Police Sergeant Ed Olson, Police Captain Alex Altavilla.
- Members of the Public: Nancy Kapp, New Beginnings; Heather Sheppard; Pat Love; Michael Stowell; Reverend Doug Miller, Santa Barbara Clergy Association and Santa Barbara Interfaith Initiative; Emily Allen; Jim Westby; Sharon Byrne; Gregory Goddard; Ed Monon; Paul Gifford; Kellam de Forest; John Dixon, Tri-County Produce; Casey Hurd, Car Stereo Guys; Steve Thompson; John Daly; Bob Jacquemir; Deborah Barnes, Worth Street Outreach; Geof Bard; Alan Howard; Holly Walters.

Discussion:

City Attorney Steve Wiley provided an update on existing State laws and the City's municipal ordinances regarding transient-related street crimes. Police Department Staff provided a brief overview on transient-related street crimes occurring in the City, and the Department's Restorative Policing Program. Staff answered Councilmembers' questions.

## **RECESS**

5:10 p.m. - 5:20 p.m.

## **PUBLIC HEARINGS**

8. Subject: Appeals Of The Planning Commission Approval Of The Highway 101 Operational Improvements Salinas Ramps Coastal Development Permit Amendment (640.07)

Recommendation: That Council deny both appeals and uphold the decision of the Planning Commission to approve the Highway 101 Operational Improvements Salinas Ramps Coastal Development Permit Amendment.

### **Documents:**

- April 26, 2011, report from the Assistant City Administrator/Community Development Director.
- Affidavit of Publication.
- PowerPoint presentation prepared and made by Staff.
- April 22, 2011, letter from Attorney Susan Petrovich, representing the Appellant.
- April 26, 2011, color maps submitted by Attorney Susan Petrovich, representing the Appellant.
- April 26, 2011, letter from Robert F. Adams.
- April 26, 2011, letter from Bob Cunningham.

Public Comment Opened:  
5:21 p.m.

### **Speakers:**

- Staff: Associate Planner Daniel Gullett.
- Planning Commission: Commissioner Bruce Bartlett.
- Architectural Board of Review: Members Chris Manson-Hing, Paul Zink, Chris Gilliland.
- Appellant: Philip Suding, Attorney Susan Petrovich.
- Applicant: Government Relations & Public Information Coordinator Gregg Hart, Santa Barbara County Association of Governments (SBCAG); Hot Springs Project Manager David Beard, California Department of Transportation.
- Members of the Public: Bob Short, Montecito Association; Kellam de Forest; Alex Pujo.

Public Comment Closed:  
7:25 p.m.

(Cont'd)

8. (Cont'd)

Motion:

Councilmembers Rowse/Self to deny the appeals and direct staff to return to Council with a resolution of findings within two weeks that includes the following:

- 1) SBCAG and Caltrans to work with the Design Review Team and the appropriate City Boards on additional landscaping details and designs; and
- 2) Applicant to:
  - a) Solidify the Contingency Fund Program for the maintenance of the landscaping, committing to a period longer than the statewide three-year standard;
  - b) Work with Parks and Recreation Department Staff on the feasibility of adding skyline trees on the municipal tennis court side of the sound wall; and
  - c) Include sound attenuation paving to the project.

Vote:

Majority voice vote (Noes: Councilmember House).

## **CHANGES TO THE AGENDA**

### Items Continued to Future Meeting

City Administrator James Armstrong advised that the following items would be deferred to the special meeting scheduled for May 2, 2011.

9. Subject: Conference With Labor Negotiator (440.05)

Recommendation: That Council hold a closed session, per Government Code Section 54957.6, to consider instructions to City negotiator Kristy Schmidt, Employee Relations Manager, regarding negotiations with General, Treatment and Patrol, and Supervisory bargaining units, and regarding discussions with unrepresented management about salaries and fringe benefits.

Scheduling: Duration, 30 minutes; anytime

Report: None anticipated

10. Subject: Conference With Real Property Negotiators - 319 W. Haley Street (330.03)

Recommendation: That Council hold a closed session pursuant to the authority of Government Code Section 54956.8 in order to provide direction to the City Administrator and to the City Attorney regarding the possible City disposition of the real property known as 319 W. Haley Street. Property: 319 W. Haley Street.

(Cont'd)

10. (Cont'd)

City Negotiator: City Transportation Planning Manager and the City Attorney's office. Negotiating Party: Santa Barbara County Association of Governments.

Under Negotiation: Price, terms of payment, possible exchange terms.

Scheduling: Duration, 20 minutes; anytime

Report: None anticipated

## **ADJOURNMENT**

Mayor Schneider adjourned the meeting at 7:37 p.m.

SANTA BARBARA CITY COUNCIL

SANTA BARBARA  
CITY CLERK'S OFFICE

_____	ATTEST: _____
HELENE SCHNEIDER	CYNTHIA M. RODRIGUEZ, CMC
MAYOR	CITY CLERK SERVICES MANAGER